THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.15800 OF 2007

DATED: 06-12-2007

BETWEEN

Sri Pinniboina Raghavulu,
S/o. Gurunadham,
R/o. Katrenipadu Village,
Musunuru Mandal,
Krishna District.

...PETITIONER

AND

The Mandal Revenue Officer (Tahasildar)
Musunuru Mandal, Krishna District.

...RESPONDENT

ORDER:

This Court dismissed the writ petition on the ground that the petitioner only questioned the show cause notice dated 01.05.2007 stating that writ petition against show cause notice would not lie.

The show cause notice had been issued calling upon the petitioner to submit explanation as to why he shall not be evicted from the property in an extent of Ac.2.60 cents in Sy.No.305/1, Katrenipadu Village on the ground that the said lands are assigned lands and he has been in illegal possession of the said property in contravention of sub-sections (1) and (2) of Section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977. However, on the representation made by the learned Government Pleader that final orders have been passed on 07.07.2007, the petitioner was permitted to file an appeal before the Revenue Divisional Officer.

2. Aggrieved by the said order, petitioner preferred an appeal in

W.A.No.777 of 2007 and the Division Bench after noticing that the show cause notice dated 01.05.2007 was served on 25.05.2007 and the petitioner submitted an explanation on 14.07.2007 and on the representation of the Government Pleader that the order under challenge will not be given effect to; disposed the appeal directing the respondent not to implement the order dated 07.07.2007 and the respondent shall pass a fresh order after considering the reply of the petitioner dated 14.07.2007 submitted in response to the show cause notice for resumption of the said land.

3. In view of the aforesaid disposal of the writ appeal in W.A.No.777 of 2007 dated 19.09.2007, no further orders are required to be passed in the writ petition.

The writ petition is accordingly closed. There shall be no order as to costs.

_____

V. ESWARAIAH, J

December 6, 2007
DSK